

AAC-102US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Joseph H. Holland et al.

: Art Unit: 3623

Serial No.: 09/820,410

: Examiner: K. J. Choi

Filed: March 29, 2001

For: METHOD AND APPARATUS FOR
MANAGING SUPPLY AND DEMAND IN A
STRUCTURED ENVIRONMENTRESPONSE TO DECISION ON REQUEST FOR WITHDRAWAL OF ATTORNEYAssistant Commissioner for Patents
Washington, D.C. 20231

S I R :

Responsive to the Decision mailed on January 16, 2003, the undersigned submits a copy of a letter from the Assignee in which the undersigned is requested to "cease all work on behalf of Atlas." Accordingly, permission to withdraw as attorney of record in the above-identified application is respectfully requested.

This request is being made by me on behalf of all attorneys previously made of record. I am making this request on behalf of all of the attorneys listed in the Power of Attorney referred to in the Decision.

Respectfully submitted,

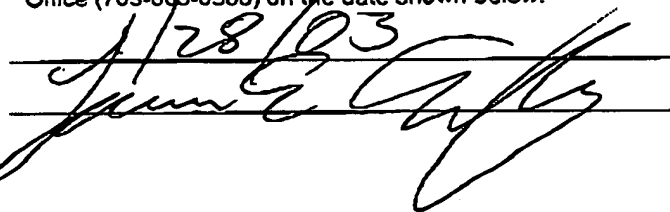

Lawrence E. Ashery, Reg. No. 34,515
Attorney for Applicants

Enclosure: Copy of Letter received on March 13, 2002 (1 page)
Copy of Assignment Documents (6 pages)
Copy of Decision on Request mailed January 16, 2003 (2 pages)

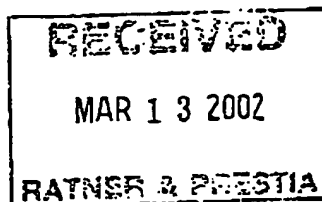
Dated: January 28, 2003
P.O. Box 980
Valley Forge, PA 19482-0980
(610) 407-0700

The Assistant Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. 18-0350 of any fees associated with this communication.

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (703-605-0586) on the date shown below.

1/28/03


RECEIVED
JAN 29 2003
GROUP 3600

Verticalnet™

Timothy J. Szubaj
Intellectual Property Counsel
(215) 315-3590

VIA FAX AND REGULAR MAIL (610) 407-0701

Lawrence E. Ashery
Ratner & Prestia
One Westlakes, Berwyn
Suite 301
P.O. Box 980
Valley Forge, PA 19482-0980

Re: Atlas Commerce Inc. Patent Portfolio

Dear Larry:

As we consolidate our intellectual property assets following the merger of Atlas Commerce into Verticalnet, we have decided to use Morgan Lewis and Bockius as our exclusive outside patent counsel. Accordingly, kindly cease all work on behalf of Atlas and transfer the files for serial numbers: 09/585,057, 09/707,308 and 09/820,410 to:

Mary Jane Boswell
Morgan Lewis & Bockius LLP
1111 Pennsylvania Avenue, N.W.
Washington, DC 20004
Tel: (202) 739-3000 (main)
Tel: (202) 739-5646 (direct)
Fax: (202) 739-3001
E-mail: mboswell@morganlewis.com

Please forward your final invoice for services rendered to my attention. Your assistance with the prosecution of these applications is greatly appreciated and we wish you continued professional success.

Very truly yours,

A handwritten signature in dark ink, appearing to read "T. Szubaj". Below the signature, the name "Timothy J. Szubaj" is printed in a small, sans-serif font.

cc: Mary Jane Boswell

NEW ADDRESS: 700 Dresher Road, Horsham, PA 19044

Corporate Headquarters
507 Prudential Road
Horsham, PA 19044
Tel: 215.328.6100
www.verticalnet.com

AAC-102US

No legalization required

ASSIGNMENT

WHEREAS, the ASSIGNOR, comprising the following named inventor(s)

Inventor(s)ASSIGNOR(s)/
INVENTOR(s)

1. Joseph H. Holland
2. Mark W. Byrd
3. Kimberly Jennings
4. _____

has made an invention entitled: METHOD AND APPARATUS FOR MANAGING
SUPPLY AND DEMAND IN A STRUCTURED ENVIRONMENT

and has executed an application for Letters Patent of the United States
concurrently herewith;

WHEREAS, the ASSIGNEE

ASSIGNEE
(Full Name
and address)

Atlas Commerce, Inc.
300 Chester Field Parkway, Malvern, PA 19355

is desirous of acquiring the entire interest in and to said invention and the
Letters Patent to be obtained therefor,

NOW, THEREFORE, in consideration of the payment by ASSIGNEE to
ASSIGNOR of a sum corresponding to One Dollar (\$1.00), and for other good
and valuable consideration, the receipt of which is hereby acknowledged,
ASSIGNOR, intending to be legally bound, hereby sells, assigns and transfers
to ASSIGNEE, its successors and assigns the full and exclusive right, title and
interest in and to said invention, all applications for Letters Patent for said
invention, including all divisions and continuations thereof, all rights to claim
priority based thereon, and all Letters Patent, including reissues, to be obtained
therefor, including any and all foreign patent rights in this invention
corresponding thereto.

ASSIGNOR hereby warrants that no assignment, sale, agreement or
encumbrance has been or will be made or entered into which would conflict
with this Assignment.

D:\TEMP\PASSNDOC.DOC

71 TO 11303#535205016# P.06

JAN 27 2003 14:45 FR 71

- 2 -

ASSIGNOR agrees it shall be legally bound, upon request of the ASSIGNEE or its successors or assigns or a legal representative thereof, to supply all information and evidence of which the ASSIGNOR has knowledge or possession, relating to the making and practice of said invention, to testify in any legal proceeding relating thereto, to execute all instruments proper to patent the invention in the United States of America and foreign countries in the name of the ASSIGNEE, and to execute all instruments proper to carry out the intent of this instrument.

If the invention requires a biological deposit, ASSIGNOR also grants to ASSIGNEE such control over any deposit made by ASSIGNOR as may be necessary to the validity of the patent rights assigned herein.

ASSIGNOR authorizes ASSIGNOR's attorney to insert at the end hereof the serial number and filing date of the aforesaid application for United States Letters Patent and/or the Attorney docket or file designation for this application.

If the ASSIGNOR includes more than one individual, these obligations shall apply to these individuals both individually and collectively.

IN WITNESS WHEREOF, this Assignment is executed on the day indicated below.

(Typed or Printed Name)

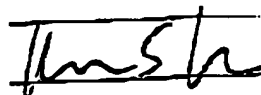
(Signature)

(Date)

SIGNATURE

1. Joseph H. Holland2. Mark W. Byrd3. Kimberly Jennings

4. _____

9/21/01

Application for United States Letters Patent

Serial No. 09/820,410Filed March 29, 2001Attorney Docket No. AAC-102US

AAC-102US

No legalization required

ASSIGNMENT

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INVENTOR(s)

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4. _____

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ASSIGNEE, its successors and assigns the full and exclusive right, title and
interest in and to said invention, all applications for Letters Patent for said
invention, including all divisions and continuations thereof, all rights to claim
priority based thereon, and all Letters Patent, including reissues, to be obtained
therefor, including any and all foreign patent rights in this invention
corresponding thereto.

ASSIGNOR hereby warrants that no assignment, sale, agreement or
encumbrance has been or will be made or entered into which would conflict with
this Assignment.

B. CATER & ASSOCIATES, LLC

71 TO 11303#535205016# P.08

JAN 27 2003 14:47 FR 71

- 2 -

ASSIGNOR agrees it shall be legally bound, upon request of the ASSIGNEE or its successors or assigns or a legal representative thereof, to supply all information and evidence of which the ASSIGNOR has knowledge or possession, relating to the making and practice of said invention, to testify in any legal proceeding relating thereto, to execute all instruments proper to patent the invention in the United States of America and foreign countries in the name of the ASSIGNEE, and to execute all instruments proper to carry out the intent of this instrument.

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(Typed or Printed Name)

(Signature)

(Date)

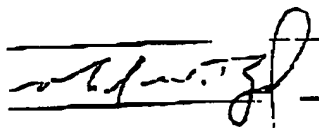
SIGNATURE

1. Joseph H. Holland

2. Mark W. Byrd

3. Kimberly Jennings

4. _____

 3/6/01

Application for United States Letters Patent

Serial No. 09/820,410

Filed March 29, 2001

Attorney Docket No. AAC-102US

AAC-102US

No legalization required

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** TOTAL PAGE 11 **

- 2 -

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IN WITNESS WHEREOF, this Assignment is executed on the day indicated below.

(Typed or Printed Name)

(Signature)

(Date)

1. Joseph H. Holland



8/7/01

2. Mark W. Byrd

3. Kimberly Jennings

4. _____

SIGNATURE

Application for United States Letters Patent

Serial No. 09/820,410

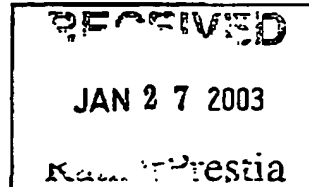
Filed March 29, 2001

Attorney Docket No. AAC-102US



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

RATNER AND PRESTIA
Suite 301
One Westlakes, Berwyn
P.O. Box 980
Valley forge, PA 19482-0980



MAILED

JAN 1 2003

Office of the Director
Group 3300

In re Application of
Joseph H. Holland, et.al.
SERIAL NO: 09/820,410
FILED: March 29, 2001
FOR: METHOD AND APPARATUS FOR
MANAGING SUPPLY AND DEMAND
IN A STRUCTURED ENVIRONMENT

DECISION ON
REQUEST FOR
WITHDRAWAL OF
ATTORNEY

This is a decision on the request filed on November 26, 2002, under 37 CFR 1.36 and MPEP 402.06, requesting permission to withdraw as the attorney of record in the above-identified application.

The request is **NOT APPROVED**.

Under 37 CFR 1.36 an attorney may withdraw only upon application to and approval by the Commissioner. It should be noted that a withdrawal is effective when approved, not when filed. Besides giving due notice to his or her client and delivering to the client all papers and property to which the client is entitled as specified under 37 CFR 10.40, approval of such a request required that the following conditions be met:

- A) Each attorney of record must sign the notice of withdrawal, or the notice must contain a clear indication of one attorney signing on behalf of another, because the Office does not recognize law firms.
- B) A proper reason for the withdrawal as enumerated in 37 CFR 10.40(b) or subsection (1)-(6) of 37 CFR 10.40(c) must be provided; and
- C) If withdrawal is requested in accordance with 37 CFR 10.40(c) above, there must be at least 30 days between approval of the withdrawal and the later of the expiration date of a time period for reply or the expiration date of the period which can be obtained by a petition and fee for extension of time under 37 CFR 1.136(a).

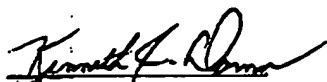
40

09/820,410

The request to withdraw as attorney is not accepted in the above-identified application because the request lacks conditions (A) and (B) above.

As to condition (A), it is not clear if all attorneys are withdrawing. The request states "I request permission to withdraw."

As to condition (B), the reason for withdrawal is insufficient since a copy of the assignment or statement under 37CFR 3.73(b) have not been filed. Power of Attorney was given by the inventors. The inventors are therefore the client until documentation is provided to show otherwise.



Kenneth J. Dorner

Special Programs Examiner
Patent Technology Center 3600
(703)-308-0866
Facsimile No.: (703) 605-0586

Rjb:1/10/03

AAC-100US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#14 LW
2-11-03

Applicant: Joseph H. Holland et al. : Art Unit: 3600
Serial No.: 09/585,057 : Examiner:
Filed: June 1, 2000
For: METHOD AND APPARATUS
FOR MANAGING DATA IN A
BUSINESS TO BUSINESS
ENVIRONMENT

APPROVED
JOHN J. LOVE
DIRECTOR TC 3600RECEIVED
JAN 29 2003
GROUP 3600RESPONSE TO DECISION ON REQUEST FOR WITHDRAWAL OF ATTORNEY

Assistant Commissioner for Patents
Washington, D.C. 20231

S I R :

Responsive to the Decision mailed on January 15, 2003, the undersigned submits a copy of a letter from the Assignee in which the undersigned is requested to "cease all work on behalf of Atlas." Accordingly, permission to withdraw as attorney of record in the above-identified application is respectfully requested.

Respectfully submitted,

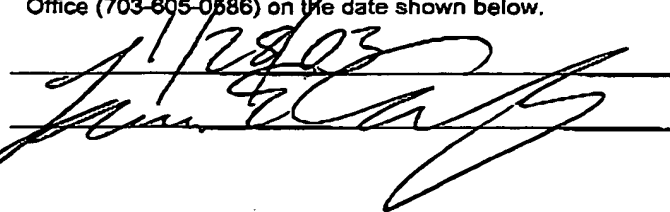

Lawrence E. Ashery, Reg. No. 34,515
Attorney for Applicants

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Dated: January 28, 2003
P.O. Box 980
Valley Forge, PA 19482-0980
(610) 407-0700

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Verticalnet

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MAR 13 2002

RATNER & PRESTIA

Timothy J. Szubaj
Intellectual Property Counsel
(215) 315-3590

VIA FAX AND REGULAR MAIL (610) 407-0701

Lawrence E. Ashery
Ratner & Prestia
One Westlakes, Berwyn
Suite 301
P.O. Box 980
Valley Forge, PA 19482-0980

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Dear Larry:

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Mary Jane Boswell
Morgan Lewis & Bockius LLP
1111 Pennsylvania Avenue, N.W.
Washington, DC 20004
Tel: (202) 739-3000 (main)
Tel: (202) 739-5646 (direct)
Fax: (202) 739-3001
E-mail: mboswell@morganlewis.com

Please forward your final invoice for services rendered to my attention. Your assistance with the prosecution of these applications is greatly appreciated and we wish you continued professional success.

Very truly yours,



Timothy J. Szubaj

cc: Mary Jane Boswell

NEW ADDRESS: 700 Dresher Road, Horsham, PA 19044

Corporate Headquarters
507 Prudential Road
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Tel: 215.328.6100
www.verticalnet.com



AAC-100US

No legalization required

ASSIGNMENT

WHEREAS, the ASSIGNOR, comprising the following named inventor(s)

Inventor(s)ASSIGNOR(s)/
INVENTOR(s)

1. Joseph H. Holland
2. Mark W. Byrd
3. _____
4. _____

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concurrently herewith;

WHEREAS, the ASSIGNEE

ASSIGNEE
(Full Name
and address)Atlas Commerce, Inc.400 Chester Field Parkway, Malvern, PA 19355is desirous of acquiring the entire interest in and to said invention and the
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ASSIGNOR, intending to be legally bound, hereby sells, assigns and transfers
to ASSIGNEE, its successors and assigns the full and exclusive right, title and
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- 2 -

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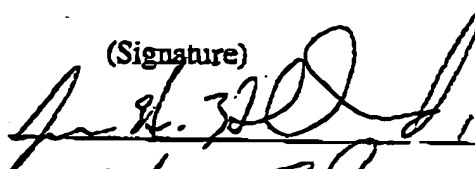
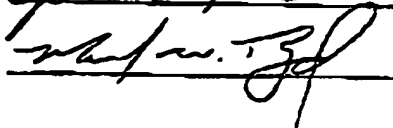
IN WITNESS WHEREOF, this Assignment is executed on the day indicated below.

(Typed or Printed Name)

(Signature)

(Date)

SIGNATURE

1. Joseph H. Holland10/25/002. Mark W. Byrd10/25/00

3. _____

4. _____

Application for United States Letters Patent

Serial No. 09/585,057Filed June 1, 2000Attorney Docket No. AAC-100US

LET
UNITED STATES PATENT AND TRADEMARK OFFICE**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
www.uspto.gov**

AAC-100W

JAN 21 2003

MAILED**JAN 15 2003****DIRECTOR'S OFFICE
TECHNOLOGY CENTER 3800**

Lawrence E. Ashery
Ratner & Prestia
One Westlakes, Berwyn
Suite 301
P.O. Box 980
Valley Forge, PA 19482-0980

In re application of
Joseph H. Holland, et al
Application No. 09/585,057
Filed: June 1, 2000
For: METHOD AND APPARATUS FOR
MANAGING DATA IN A BUSINESS
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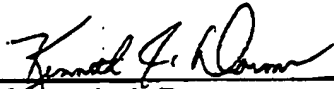
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- /me

withdrawal and the later of the expiration date of a time period for reply or the expiration date of the period which can be obtained by a petition and fee for extension of time under 37 CFR 1.136(a).

The request to withdraw as attorney is not accepted in the above-identified application because the request lacks condition (B) above.

As to condition (B), the Power of Attorney was given by the inventors. The inventors are therefore the client until documentation in the form of assignment papers or a statement under 37 CFR 3.73(b) is provided. Further, it appears that the reason would fall under 37 CFR 10.40(b) rather than 37 CFR 10.40(c).



Kenneth J. Dornier
Special Programs Examiner
Patent Technology Center 3600
(703) 308-3866
Facsimile No.: (703) 605-0586

KJD/nlw

**RatnerPrestia**

WE SPECIALIZE IN THE LAW OF CREATIVITY

Suite 301, One Westlakes, Berwyn

P.O. Box 980

Valley Forge, Pennsylvania 19482-0980

Phone: 610-407-0700 • Fax: 610-407-0701

www.ratnerprestia.com

Valley Forge, PA • Allentown, PA • Wilmington, DE

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JAN 29 2003

FACSIMILE COVER SHEET GROUP 3600DATE: January 28, 2003OUR REF.: AAC-102US

TIME: _____

YOUR REF.: 09/820,410

TO:	Examiner Kenneth J. Dorner (Special Programs Examiner)
COMPANY:	United States Patent and Trademark Office
FROM:	Lawrence E. Ashery
FAX TELEPHONE:	1-703-605-0586
OFFICE TELEPHONE:	1-703-308-3866
TITLE OF DOCUMENT:	Response to Decision on Request for Withdrawal as Attorney

Total Number of Pages: 11 (including this form)**COMMENTS***Please deliver to Examiner Dorner as soon as possible.***CONFIDENTIAL AND PRIVILEGED ATTORNEY/CLIENT INFORMATION**

This facsimile transmission (and/or documents accompanying it) may contain attorney/client privileged communications and confidential business information that is intended for use only by the individual or company to whom it is addressed. Disclosure, interception, copying or any other use of this transmission by anyone other than any intended recipient is prohibited. If you receive this transmission by mistake, please notify the sender.

Please notify us immediately if you have not received the number of pages indicated above.